[2nd February 1934

Excise

Income on account of sale of toddy shops during 1932–33 *and* 1933–34.

* 607 *Q.*—Mr. K. A. Nachiyappa Gounder: Will the hon. the Minister for Education and Excise be pleased to state—

(*a*) what the income derived is from the sale of toddy shops for the year commencing from 1st October 1933;

(*b*) what the income is from toddy shops for the year ending 30th September 1933;

(*c*) how many toddy shops were open during the past year and how many during the current year in the Presidency; and

(*d*) how many toddy shops were open during the past year and how many during the current year in Salem district?

A.—(*a*) The rentals amount to Rs. 1,29,22,287.

(*b*) Rs. 1,26,00,335.

(*c*) The number of toddy shops sold for the lease year 1932–33 was 9,937; the number for 1933–34 is 9,941.

(*d*) The number of toddy shops sold for the lease year 1932–33 in Salem district was 494; the number for 1933–34 is 496.

Mr. V. M. Ramaswami Mudaliyar:—" May I ask whether the hon. the Minister will be pleased to give us a comparative idea of the incomes from the excise duties, not only from toddy but from other kinds of excise as well? "

The hon. Diwan Bahadur S. Kumaraswami Reddiyar:—" Notice, please."

[*Note.*—An asterisk (*) at the commencement of a speech indicates revision by the Member.]

II.—AMENDMENTS TO THE STANDING ORDERS OF THE MADRAS LEGISLATIVE COUNCIL.

The hon. Sir Mahomed Usman:—" I formally move the motion in the agenda of which I have given notice."

The hon. Diwan Bahadur Sir M. Krishnan Nayar:—" I second it."

* The hon. the President:—" The first item on the agenda is a motion by the hon. the Leader of the House to amend certain Standing Orders. These amendments are the result of the deliberations of the Conference convened by His Excellency in pursuance of the announcement made in his message to the Council on the 30th October 1933. Under Standing Order No. 79, I have now to read the draft amendments and ask whether the hon. the Home Member has the leave of the House for introducing these amendments. The amendments have been circulated to hon. Members of the House and are also printed in the agenda. They are as follows.

2nd February 1934] [The President]

I

Standing Order No. 2.

For *paragraphs* (2) *and* (3) *inclusive of the proviso at the end,* substitute *the following:—*

" (2) *On the termination of a session, all business shall lapse except Bills which have been introduced, which shall be carried over to the next session from the stage reached by them in the expiring session.*"

II

Standing Order No. 4.

Substitute *the following* for *the existing Standing Order No.* 4:—

" 4. *While in session a meeting of the Council shall ordinarily commence at* 11 *a.m. and shall conclude at* 5 *p.m.:*

Provided that, on notice given to the President at question time, the President may, in his discretion, allow half-an-hour after 5 *p.m. or after the conclusion of the business of the day, whichever is earlier, to enable a Member to raise a debate on any matter of urgent importance which has been the subject of a question on that day. No division shall be taken on such debate, and such time shall not be available for the transaction of any other business.*"

III

Standing Order No. 5.

In the proviso to paragraph (9), for *the words* " *on the next day available for non-official business of that class* ", substitute *the words* " *on the next day available in that session for non-official business of that class.*"

IV

Standing Order No. 7.

For *the existing paragraph* (2) *of Standing Order No.* 7, substitute *the following:—*

" (2) *Except as provided in these Standing Orders or in the rules no business not included in the list of business for the day shall be transacted at any sitting except business of a formal or ceremonial nature which may be permitted by the President.*"

[The President] [2nd February 1934

V

Standing Order No. 8.

For *the existing Standing Order No.* 8, substitute *the following*:—

" 8. *All non-official business appointed for any day and not disposed of on that day, excluding motions which have lapsed under Standing Order No.* 5 (*b*) (9) *shall stand over until the next day of the session available for business of the class to which it belongs.*"

VI

Standing Orders Nos. 19 *and* 20.

For *Standing Orders Nos.* 19 *and* 20, substitute *the following*:—

" 19. *A member desirous of moving a motion for an adjournment of the business of the Council for the purpose of discussing a definite matter of urgent public importance shall, before the commencement of the sitting of the Council at which he proposes to ask for leave of the Council to make his motion, hand to the President a written statement of the matter proposed to be discussed and obtain his consent to his asking for such leave to make the motion.*

" 20. *After receiving such consent, leave of the Council to make the motion may be asked for after questions and before the list of business for the day is entered upon.*"

VII

Standing Order No. 29.

For *the existing Standing Order*, substitute *the following*:—

" 29. *A motion or resolution must not raise a question substantially identical with one on which the Council has given a decision in the same session.*

Explanation.—*The Council shall not be deemed to have given a decision in respect of a Bill unless it has either passed the Bill into law or has rejected the Bill.*"

New Standing Order after Standing Order No. 29.

Insert *the following as new Standing Order after Standing Order No.* 29:—

" *A member who has moved a motion or an amendment to a motion may withdraw the same with the leave of the Council expressed without a dissentient voice.*"

VIII

Standing Order No. 32.

Delete *paragraph* (3) *of the Standing Order.*

2nd February 1934] [The President]

IX

Standing Order No. 37.

In the proviso to paragraph (1) *of Standing Order No.* 37, *after the words* "*six clear days' notice to the Secretary,*" insert *the words* "*after publication of the Bill in the Gazette.*"

X

Standing Order No. 39.

(1) For *the second sentence of paragraph* (2), substitute *the following*:—

"*The number of such other members so nominated shall not, without leave of the House, exceed thirteen, and shall in no case exceed twenty-three.*"

(2) *After paragraph* (2) insert *the following*:—

"*The House may give instructions to a Select Committee to which a Bill is committed for consideration, that it may*—

(i) *consolidate it and any other Bill or Bills committed to it into one Bill;*

(ii) *extend the operation of a Bill geographically;*

(iii) *make certain amendments in the Bill: Provided that such amendments are relevant to the subject matter of the Bill, though not covered by the clauses of the Bill;*

(iv) *report within a particular time; or*

(v) *sit outside the place of session of the Council or the headquarters of the Government for the time being.*"

(3) For *paragraph* (3), substitute *the following paragraphs*:—

"(3) *The President shall nominate one of the members of the Committee to be its Chairman. The person so nominated shall preside at the meetings of the Committee and in his absence one of the members of the Committee elected by the Committee, shall preside.*

"(4) *In the case of an equality of votes in the Committee the person presiding shall have a second or casting vote.*

"(5) *While the Council is in session a Select Committee shall sit at the place fixed by His Excellency as the place of session and while the Council is not in session it may sit either in Madras or at the headquarters of Government. A Select Committee shall not sit at any other place except with the leave of the Council given on a motion made in Council by the Member of Government in charge of the department to which the Bill relates.*"

XI

Standing Order No. 40.

Delete *paragraph* (4).

XII

Standing Order No. 42.

In Standing Order No. 42, for *the words* " *shall be presented to the Council by the Member in charge of the Bill* " substitute *the words* " *shall, as soon as possible after it has been made, be presented to the Council by the Chairman, and if he is absent or refuses to present it, by any other member of the Committee appointed by the President.*"

XIII

Standing Order No. 43.

In paragraph (1) *after the words* " *After the presentation of the final report of a Select Committee on a Bill,*" insert *the words* " *by its Chairman.*"

In sub-paragraph (*i*) *of paragraph* (1), for *the words* " *allows the report to be taken into consideration* " *at the end,* substitute *the words* " *allows such Bill to be taken into consideration* "; *and*

in sub-paragraph (*ii*) (*a*), for *the words* " *without limitation,*" substitute *the words* " *as a whole.*"

XIV

Standing Order No. 48.

For *paragraphs* (2) *and* (3), *the following paragraphs shall be substituted*:—

" (2) *If any amendment be made, any member may request the President to postpone the further consideration of the Bill and thereupon the President shall, unless he considers that the request is frivolous or unreasonable, postpone the further consideration of the Bill to a date not earlier than three days therefrom.*

" (3) *When the Bill is so brought forward for further consideration, no amendments not being of a verbal or consequential nature, shall be made by the Council.*

" (4) *The Member in charge of the Bill may then move that the Bill be passed into law.*

" (5) *Paragraphs* (2), (3) *and* (4) *shall not apply to Taxation Bills.*"

2nd February 1934] [The President]

XV

Standing Order No. 51.

Delete *this Standing Order.*

XVI

Standing Order No. 60.

Delete *this Standing Order.*

XVII

Standing Order No. 64.

Delete *this Standing Order.*

" I wish to know whether the hon. Member has the leave of the House. (After pause.) No objection having been taken, the draft amendments are now referred to a Select Committee. Six Members of the Select Committee have to be elected by the Council by means of the single transferable vote in accordance with the regulations framed in this behalf, the President, the Deputy President and the Advocate-General being ex officio Members of the Committee. One of the Members of the Panel of Chairmen is to be nominated by me as a Member of the Committee. I fix 2 p.m. as the hour within which nominations may be handed over to the Secretary. If the number of candidates nominated exceeds the number of vacancies to be filled, namely, six, there will be an election between 4 and 5 p.m. to-day." 11-15 a.m.

III.—ELECTION OF TWO MEMBERS TO THE BOARD OF INDUSTRIES.

* The hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR :—" Mr. President, Sir, I move—

> ' *that in accordance with section* 3 (1) (*b*) *of the Madras State-Aid to Industries Act,* 1922 (*Act V of* 1923), *and rule* 3 *of the rules framed thereunder, this Council do proceed on a date to be fixed by the hon. the President to elect two persons to be the Council's representatives on the Board of Industries constituted under the Act* '."

The hon. Mr. P. T. RAJAN :—" I second the motion, Sir."

The motion was put and carried.

* The hon. the PRESIDENT :—" With reference to the motion now passed by the Council in regard to the election of two persons to be the Council's representatives on the Board of Industries, I have to inform the House that with reference to Regulation II of the regulations for the holding of election by means of the single transferable vote, I fix 2 p.m. to-day as the latest time by which nominations of candidates should be sent to the Secretary. If the number of candidates nominated exceeds the number of vacancies to be filled, there will be an election between 4 and 5 p.m. to-day."